

PATENT APPLICATION SERIAL NO. _____

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FEE RECORD SHEET

02/15/2001 TGEDAMU1 00000010 09778872

01 FC:101	710.00	OP
02 FC:102	80.00	OP
03 FC:103	414.00	OP

PTO-1556
(5/87)

BIRCH, STEWART, KOLASCH & FRENCH, LLP

TERRELL C. BIRCH
RAYMOND C. STEWART
JOSEPH A. KOLASCH
JAMES M. SLATTERY
BERNARD L. SWEENEY*
MICHAEL K. MUTTER
CHARLES GORENSTEIN
GERALD M. MURPHY, JR.
LEONARD R. SVENSSON
TERRY L. CLARK
ANDREW D. MEIKLE
MARC S. WEINER
JOE MCKINNEY MUNCY
DONALD J. DALEY
JOHN W. BAILEY
JOHN A. CASTELLANO
GARY D. YACURA
THOMAS S. AUCHTERLONIE
MARK J. NUELL, PH.D.

OF COUNSEL:
HERBERT M. BIRCH (1905-1996)
ELLIOT A. GOLDBERG*
WILLIAM L. GATES*
EDWARD H. VALANCE
RUPERT J. BRADY (RET.)*
F. PRINCE BUTLER
FRED S. WHISENHUNT
JAMES W. HELLWEGE

*ADMITTED TO A BAR OTHER THAN VA.



INTELLECTUAL PROPERTY LAW
8110 GATEHOUSE ROAD
SUITE 500 EAST
FALLS CHURCH, VA 22042-1210
U S A
(703) 205-8000
FAX: (703) 205-8050
(703) 698-8590 (G IV)

e-mail: mailroom@bskb.com
web: http://www.bskb.com

CALIFORNIA OFFICE:
COSTA MESA, CALIFORNIA

JAMES T. ELLER, JR.
SCOTT L. LOWE
D. RICHARD ANDERSON
PAUL C. LEWIS
MARK W. MILSTEAD*
RICHARD J. GALLAGHER
JAYNE M. SAYDAH*
MARYANNE ARMSTRONG, PH.D.
HYUNG N. SOHN
ALAN PEDERSEN-GILES
KECIA J. REYNOLDS
ROBERT L. SCOTT, II
KALPANA REDDY

REG. PATENT AGENTS:
FREDERICK R. HANDREN
MAKI HATSUMI
CRAIG A. MCROBBIE
GARTH M. DAHLEN, PH.D.
ROBERT E. GOOZNER, PH.D.
MATTHEW J. LATTIG
TIMOTHY R. WYCKOFF
KRISTI L. RUPERT, PH.D.
LARRY J. HUME
ALBERT K. LEE
HIRAYR A. SAYADIAN, PH.D.
MATTHEW T. SHANLEY
JASON W. RHODES
CHRISTINA F. ANNICH



Date: February 8, 2001

Docket No.: 2565-0225P

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a Request for filing a continuation divisional
 continuation-in-part application under 37 C.F.R. § 1.53(b) of
pending prior Application No. 09/202,070 filed on December 8,
1998, the entire contents of which are hereby incorporated by
reference,
by

Shusou WADAKA; Koichiro MISU; Tsutomu NAGATSUKA; Tomonori KIMURA
and Shumpei KAMEYAMA

for

FILM ACOUSTIC WAVE DEVICE AND ITS MANUFACTURING METHOD AND
CIRUCIT DEVICE

1. Enclosed is an application consisting of specification,
claims, declaration and drawings/photographs (if
applicable).
2. The filing fee has been calculated as follows:

New Rule 53(b) Divisional
of SN 09/202,070
Docket No. 2565-0225P

		LARGE ENTITY		SMALL ENTITY	
BASIC FEE		\$710.00		\$355.00	
	NUMBER FILED	NUMBER EXTRA	RATE	FEE	RATE
TOTAL CLAIMS	43-20 =	23	x 18	=\$414.00	x 9 = \$0.00
INDEPENDENT CLAIMS	4-3 =	1	x 80	= \$80.00	x 40 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED				+ \$270.00	+ \$135.00
		TOTAL		\$1,204.00	\$0.00

3. A check in the amount of \$1,204.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. Amend the specification by inserting before the first line thereof the following:
- a. --This application is a continuation divisional continuation-in-part of co-pending Application No. , filed on , the entire contents of which are hereby incorporated by reference and for which priority is claimed under 35 U.S.C. § 120; and this application claims priority of Application No. filed in on under 35 U.S.C. § 119.--
- b. --This application is a continuation divisional continuation-in-part of co-pending Application No. 09/202,070, filed on December 8, 1998 and for which priority is claimed under 35 U.S.C. § 120. Application No. 09/202,070 is the national phase of PCT International Application No. PCT/JP97/01442 filed on April 24, 1997 under 35 U.S.C. § 371. The entire contents of each of the above-identified applications are hereby incorporated by reference. This application also claims priority of Application No. filed in on under 35 U.S.C. § 119.--

New Rule 53(b) Divisional
of SN 09/202,070
Docket No. 2565-0225P

6. Enclosed is/are thirty-three (33) sheet(s) of formal drawings and/or photographs.
- 7a. A statement claiming small entity status was filed in prior Application No. 09/202,070 on _____. See the attached copy of the statement claiming small entity status.
- 7b. The current application qualifies for small entity status.
8. The prior application is assigned to Mitsubishi Denki Kabushiki Kaisha.
9. A Preliminary Amendment is enclosed.
- 10a. Priority of Application No(s). ____ filed in ____ on ____ is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on _____.
- 10b. Priority of International Appln. ____ filed on ____ under the Patent Cooperation Treaty and ____ Application No. ____ filed in ____ on ____ under 35 U.S.C. § 119 are hereby reclaimed.
11. An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
12. Address all future communications to:

BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
Telephone: (703) 205-8000

or
Customer No. 2292
13. An extension of time for _____ () month(s) until _____ has been submitted in parent Application No. 09/202,070 in order to establish co-pendency with the present application.

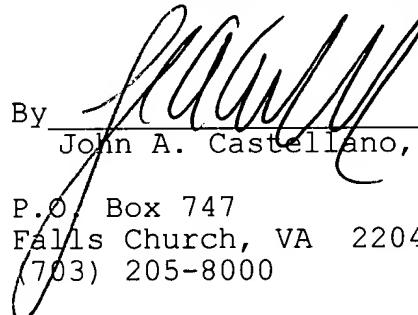
New Rule 53(b) Divisional
of SN 09/202,070
Docket No. 2565-0225P

14. Also enclosed herewith is the following:

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 
John A. Castellano, #35,094

P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

JAC/JWR:law
2565-0225P

Attachments

(Rev. 01/23/01)